

BURSOR & FISHER, P.A.

Stefan Bogdanovich (State Bar No. 324525)

Brittany S. Scott (State Bar No. 327132)

1990 North California Blvd., Suite 940

Walnut Creek, CA 94596

Telephone: (925) 300-4455

Facsimile: (925) 407-2700

E-mail: sbogdanovich@bursor.com

bscott@bursor.com

Attorneys for Plaintiff

UNITED STATES DISTRICT COURT

EASTERN DISTRICT OF CALIFORNIA

KAITLYN LAWRENCE, individually and on
behalf of all others similarly situated,

Plaintiff,

v.

FINICITY CORPORATION.,

Defendant.

Case No. 2:23-CV-01005-DJC-AC

Judge: Hon. Daniel J. Calabretta

**STIPULATION AND ORDER SETTING
BRIEFING SCHEDULE**

1 The parties in the above-entitled matter, by and through their undersigned counsel, hereby
2 stipulate and agree as follows:

3 WHEREAS, on May 26, 2023, Plaintiff Kaitlyn Lawrence (“Plaintiff”) commenced a
4 putative class action against Defendant Finicity Corporation (“Defendant”) in the United States
5 District Court, Eastern District of California, Case No. 2:23-CV-01005-DJC-AC;

6 WHEREAS, on or about June 1, 2023, Plaintiff caused the Summons and Complaint to be
7 served on Defendant;

8 WHEREAS, on June 14, 2023, the Court entered a Stipulation and Order to Extend Time to
9 Respond to Complaint extending Defendant’s time to respond to the Complaint to August 7, 2023
10 [Dkt. 9]; and

11 WHEREAS, on July 24, 2023, the Court entered a second Stipulation and Order to Extend
12 Time to Respond to Complaint extending Defendant’s time to respond to the Complaint to August
13 21, 2023 [Dkt. 16]; and

14 WHEREAS, Defendant filed motions to compel arbitration [Dkt. 17], change venue or to
15 dismiss [Dkt. 19] on August 21, 2023;

16 WHEREAS, Plaintiff’s oppositions to Defendant’s motions are due September 5, 2023;

17 WHEREAS, Defendant’s replies in support of its motions are due September 14, 2023;

18 WHEREAS, the legal analysis of all the motions consider common facts;

19 WHEREAS, Defendant’s motions are set for hearing on November 2, 2023;

20 WHEREAS, the Court has not yet set a case management schedule; and

21 WHEREAS, good cause exists to set a briefing schedule modifying the standard timing for
22 briefing because the briefing raises complex issues of law, there are multiple motions at issue, and
23 Counsel for the parties has scheduling conflicts due to prearranged vacations and other obligations;

24 WHEREAS, the parties previously submitted a proposed briefing schedule, which was
25 denied because Defendant had not yet filed its response to Plaintiff’s Complaint; and

26 WHEREAS, Plaintiff and Defendant have agreed to the following briefing page limits and
27 schedule with respect to Defendant’s motions:

- 28
- Plaintiff shall, in lieu of separate oppositions, file one omnibus opposition, no

longer than 48-pages, to all Defendant's pending motions;

- Plaintiff's opposition to Defendant's motions shall be due on, or before, October 6, 2023; and
- Defendant's replies in support of its motions shall be due on, or before October 27, 2023.

DATED: August 23, 2023

BURSOR & FISHER, P.A.

By: /s/ Stefan Bogdanovich
Stefan Bogdanovich
Brittany S. Scott
1990 North California Blvd., Suite 940
Walnut Creek, CA 94596
Tel: (925) 300-4455
Fax: (925) 407-2700
sbogdanovich@bursor.com
bscott@bursor.com

Philip L. Fraietta (*pro hac vice*)
1330 Avenue of the Americas
New York, NY 10019
Tel: (646) 837-7142
pfraietta@bursor.com

Attorneys for Plaintiff Kaitlyn Lawrence

1 DATED: August 23, 2023

DORSEY & WHITNEY LLP

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4 By: /s/ Christopher G. Karagheuzoff (as authorized 8/23/23)

Rachel P. Stoian
Maral Shoaie
167 Hamilton Avenue, Suite 200
Palo Alto, CA 94301
Tel: (650) 857-1717
Fax: (650) 618-1913
stoian.rachel@dorsey.com
shoai.maral@dorsey.com

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9 Christopher G. Karagheuzoff
Jonathan Montcalm
(both admitted *pro hac vice*)
51 W. 52nd St.
New York, NY 10019
Tel: (212) 415-9200
Fax: (212) 953-7201
karagheuzoff.christopher@dorsey.com
montcalm.jonathan@dorsey.com

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14 Attorneys for Defendant Finicity Corporation

1 IT IS HEREBY STIPULATED AND AGREED, subject to the Court's approval, that:

2 (A) Plaintiff shall file one opposition, no longer than 48 pages, to Defendant's pending motions;

3 (B) Plaintiff shall file her opposition to Defendant's motions on or before October 6, 2023; and

4 (C) Defendant shall file its replies in further support thereof on or before October 27, 2023.

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6 IT IS FURTHER STIPULATED AND AGREED.

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8 Dated: August 24, 2023

/s/ Daniel J. Calabretta

9 THE HONORABLE DANIEL J. CALABRETTA
10 UNITED STATES DISTRICT JUDGE
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